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UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA

SMARTMETRIC, INC.,

Plaintiff,

v.

MASTERCARD INTERNATIONAL  
INCORPORATED AND VISA INC.,

Defendants.

AND RELATED COUNTERCLAIMS

Case No. 11-CV-7126 MWF (AJWx)

SMARTMETRIC INC.'S NOTICE OF  
MOTION AND MOTION FOR PARTIAL  
SUMMARY JUDGMENT OF  
INFRINGEMENT OF U.S. PATENT  
6,792,464 CLAIMS 1, 5-7, 11, AND 13,  
AND FOR DISMISSAL WITH  
PREJUDICE OF THE ANTICIPATION  
AFFIRMATIVE DEFENSE

Date: May 13, 2013

Time: 10:00 a. m.

Place: Court of District Judge Fitzgerald

1 Please take notice that Plaintiff Smartmetric, Inc. ("Plaintiff") will move this  
2 Court, on May 13, 2013, under Rule 56(a), Fed. R. Civ. P., for partial summary  
3 judgment that Defendants' EMV systems literally infringe claims 1, 5-7, 11 and 13  
4 of Plaintiff's U. S. patent 6,792,464 (the "464 Patent") in suit, and to dismiss with  
5 prejudice Defendants' affirmative defense of anticipation. The place/time of this  
6 motion is Judge Michael W. Fitzgerald's courtroom 1600 at 312 N. Spring Street,  
7 Los Angeles, CA 90012, at 10:00 a.m. The motion is based on Plaintiff's Notice  
8 of Motion and Motion, Plaintiff's Memorandum in support of the motion, Edward  
9 Gussin's declaration, Plaintiff's Statement of Uncontroverted Facts, Plaintiff's  
10 proposed order granting the motion, opposing and reply pleadings, if any, and such  
11 argument as this court may hear.  
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14 Dated: March 26, 2013

Respectfully submitted,

15 WAGNER, ANDERSON & BRIGHT, PC  
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